

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Marshall Wenrich

Serial No. 10/756,169

Filed: January 13, 2004

For: ORGAN PRESERVATION
APPARATUS AND METHODS

Examiner: William H. Beisner

Group Art Unit: 1797

Confirmation No.: 2110

Filed Electronically on:

January 21, 2009

**TRANSMITTAL OF
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
AFTER APPLICATION FILING DATE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ENCLOSURES

Enclosed are the following:

- A completed PTO form SB/08A.

FEE DETERMINATION

* No fee is believed to be due because:

The applicant believes that this statement and enclosures are being filed to the best of the undersigned's knowledge, before the mailing date of a first Office action on the merits after the submission of a Request for Continued Examination.

FEE PAYMENT

No fee is believed to be due, however, the Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

Pursuant to 37 C.F.R. §1.97(g) and (h), the disclosure of these references in this Information Disclosure Statement shall not constitute a representation that a search for prior art was made or an admission that the references are material.

The Examiner is requested to initial and return a copy of the enclosed PTO Form SB/08 to the applicants to indicate consideration of the enclosed references.

Respectfully submitted,

Dated: January 21, 2009

/George Wheeler/
George Wheeler
Reg. No. 28,766

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